

FILED 09 JUN 10 13:49 USDC OR

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

STEVEN L. EASTMAN and) Civil No. 08-3043-CL
KATHY A. EASTMAN,)
Plaintiffs,) ORDER
v.)
ART ANDERSON, et al.,)
Defendants.)

PANNER, Judge.

On April 27, 2009, Magistrate Judge Clarke filed his Report and Recommendation (docket # 38), which recommended granting Defendants' motion for summary judgment. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Although no objections have been timely filed, this court still must review the legal principles *de novo*. See Lorin Corp. v Goto & Co., Ltd., 700 F.2d 1202, 1206 (9th Cir. 1983) (absence of objection does not relieve "district court of its obligation . . . to decide for itself whether the Magistrate's report is correct").

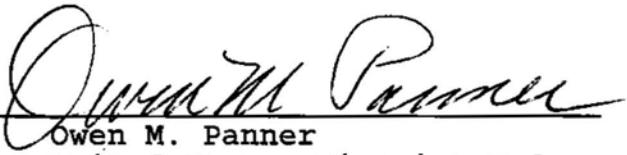
I find no error.

Conclusion

Magistrate Judge Clarke's Report and Recommendation (docket # 38) are adopted. Defendants' Motion (# 21) for Summary Judgment is granted.

IT IS SO ORDERED.

DATED this 10 day of June, 2009.



Owen M. Panner
United States District Judge